

BOARD OF COUNTY COMMISSIONERS

DOUGLAS COUNTY, NEBRASKA

TUESDAY, October 11, 2016

The Board was convened today at 9:38 a.m. and called to order by Chair Borgeson in the Legislative Chambers of the Omaha-Douglas Civic Center, 1819 Farnam, Omaha, NE. Advance notice of this publicly convened meeting was published in the Daily Record on September 30, 2016, and simultaneously transmitted to all members of the Board of Commissioners. Said notice contained the time and place of the meeting. Commissioners Michael Boyle, James Cavanaugh, Clare Duda, Marc Kraft, Chris Rodgers and Mary Ann Borgeson were present. Commissioner P. J. Morgan was absent.

Item **VII. F. 1.** (Endorsement of Douglas County to become an ACT Work Ready Community. (Commissioner Chris Rodgers)) Speaking were Commissioner Rodgers, Heartland Workforce Solutions Director of Business Relations Keith Station and Commissioner Boyle. Motion to approve by Rodgers, second by Boyle. Yeas: Boyle, Duda, Kraft, Morgan, Rodgers, Borgeson. Absent: Cavanaugh, Morgan. Motion Passed.

Motion by Kraft, second by Boyle to recess to the Board of Corrections at 9:48 a.m. Yeas: Boyle, Duda, Kraft, Rodgers, Borgeson. Absent: Cavanaugh, Morgan. Motion Passed.

The Board reconvened at 10:08 a.m.

Motion by Kraft, second by Boyle to approve the minutes of the Board of Commissioners meeting held Tuesday, October 4, 2016, and to approve claims submitted for payment processed through Tuesday, October 11, 2016. Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion Passed.

II.A. Resolution approving the hiring of Mr. David Sleeter as the Douglas County 9-1-1 Emergency Communications Director. (Budgeted) (Patrick Bloomingdale, Administration) Speaking was Commissioner Borgeson. Motion to approve, adding \$3,500.00 for relocation fees, by Boyle, second by Duda. Speaking were Commissioner Cavanaugh and Chief Administrative Officer Patrick Bloomingdale. Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion Passed.

Item II. Consent Agenda, Motion by Duda, second by Rodgers to approve the consent agenda items B through G, less C:

B. Resolution approving funding Agreement between Douglas County Attorney's Office and Nebraska Department of Health and Human Services.
(\$123,500.00 – Grant Funded – Budgeted) (Shakil A. Malik, Douglas County Attorney's Office)

D. Mr. Tom Doyle, County Engineer – requests approval of the following:
1. Traffic Control Devices on Military Road from North 149th Avenue to State Street 35 MPH.

- E. Resolution to approve "Demand for Refunds." (\$8,149.55 – Budgeted) (Property Tax Division – Treasurer)
- F. Approval of agreement with University of Nebraska Omaha for research and evaluation of detention alternative services. (\$54,497.00 – Grant Funded – Budgeted) (Catherine Hall, Administration)
- G. Approve Special Designated Liquor License for TDS Enterprises LLC, 6908 N 118 Circle, Omaha, NE, 68142, for Reception to be held October 25, 26, 27, 2016, November 1, 2, 3, 2016, November 8, 9, 10, 2016 and November 15, 16, 17, 2016, from 5:00 pm to 7:00 pm, at Holiday Inn Express, 6939 N 102 Circle, Omaha, NE 68122, Douglas County.

Speaking to item C. were Commissioner Boyle and Deputy County Administrator Diane Carlson.

Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion to approve the consent agenda items B through G, less C, passed.

Motion by Duda, second by Rodgers to approve item **C**. Resolution to approve a three-month extension to an Agreement with Catholic Charities to provide detoxification and civil protective custody services. (\$51,547.00 - Budgeted) (Diane Carlson, Deputy County Administrator) Speaking were Commissioners Boyle, Borgeson and Cavanaugh. Yeas: Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Nays: Boyle. Absent: Morgan. Motion passed.

Item **VI**. Public Hearing. **A. (A Zoning Regulation Text Change application submitted by Douglas County Environmental Services:** A Text Change request amending Table 4.1 Permitted Uses by Zoning District, page 4-6C, add "Construction Batch Plant" as a Special Use in the AG District. (Doug Cook, Environmental Services) **(Action can be taken today)** The public hearing was opened at 10:14 a.m. Speaking were Doug Cook, leaseholder Bob Buettner, Commissioners Boyle and Duda and Director of Environmental Service Kent Holm. The public hearing was closed at 10:26 a.m. Motion to approve by Boyle, second by Duda. Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion passed.

Item **VI**. Public Hearing. **B. (A Special Use Permit application submitted by BDELUD, LLC, c/o Richard Deaver:** A Special Use Permit request to allow a permanent construction batch plant on "a parcel of land located in the N1/2 NE1/4 SE1/4 and the SE1/4 NE1/4, also being a part of a tract of land described in instrument 2011024635 and recorded in the office of the Register of Deeds for Douglas County, Nebraska, all in Section 2-Township 16 North-Range 10 East of the Sixth P.M., Douglas County, Nebraska, being more particularly described as follows: beginning at the northeast corner of the N1/2 NE1/4 SE1/4 of Section 2-Township 16 North-Range 10 East of the Sixth P.M., Douglas County, Nebraska; thence s02°16'52"e (assumed bearing) on the east line of said N1/2 NE1/4 SE1/4, a distance of 400.74 feet; thence s87°24'59"w, a distance of 522.70 feet; thence n02°50'33"w, a distance of 1333.92 feet; thence n 87°43'15"e, a distance of 535.79 feet to the east line of the SE1/4 NE1/4 of said Section 2; thence s02°16'45"e on said east line, a distance of 930.34 feet to the point of beginning, containing 16.18 acres, more or less" (address: 14320 N. 216th St., Bennington) (Doug Cook, Environmental Services) **(Action can be taken today)** The

public hearing was opened at 10:26 a.m. Speaking were Doug Cook, Commissioner Boyle, leaseholder Bob Buettner, Commissioners Borgeson and Duda and Director of Environmental Service Kent Holm. The public hearing was closed at 10:39 a.m. Motion to approve adding revision to number 5, Staff will perform annual reviews and present a report to the Planning Commission **and County Board**. And adding number 9, Permit is approved for 15 years with an option to renew for another 15 years, by Boyle, second by Duda. Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion passed.

Item **VII. A. 1.** (Budget Report. (Budget and Finance Director)), accepted as reported with no discussion.

Item **VII. G. 1.** (Weekly Personnel Report from Civil Service), accepted as presented with no discussion.

Item **VII. G. 2.** (Legislative issues) Speaking was Commissioners Borgeson.

Commissioner Cavanaugh spoke regarding the Administrative Services Committee meeting.

Motion by Boyle, second by Kraft to adjourn at 10:45 a.m. Yeas: Boyle, Cavanaugh, Duda, Kraft, Rodgers, Borgeson. Absent: Morgan. Motion Passed.